

Application. No. 10/091,624
Amendment dated August 3, 2005
Reply to Office Action of June 13, 2005

REMARKS/ARGUMENTS

Applicants first wish to thank Examiner Jonathan Crepeau for his allowance of claims 15 - 19 and for the courtesy extended to David Banner, Agent for Applicants during a telephone interview on August 2, 2005. Reconsideration of the above-identified application is respectfully requested in view of the foregoing amendments and the following remarks. Claim 1 has been amended. Claims 2 - 9 and 14 were previously cancelled. Claims 1, 10 - 13, and 15 - 19 remain in the case.

The claims of the instant application are drawn to a direct oxidation fuel cell which is capable of directly oxidizing a variety of liquid secondary alcohol fuels.

Claim 1 was rejected under 35 U.S.C. §102 as being anticipated by Bianchi et al., *Chimica e l'Industria*, 1964. Bianchi et al. disclose 2-propanone as a fuel. Claim 1 has been amended to recite only butanone and pentanone as fuels, thereby overcoming the rejection under 35 U.S.C. §102(b) as being anticipated by Bianchi et al.

Claims 10 - 13 were rejected under 35 U.S.C. §103(a) as being unpatentable over Bianchi et al. Claims 10 - 13 depend from amended, now-allowable claim 1 and merely recite additional limitations thereto. As such, Applicants believe that the amendment of claim 1 as discussed hereinabove has also overcome the rejection of claims 10 - 13 under 35 U.S.C. §103(a) as being unpatentable over Bianchi et al.

Claims 15 - 19 were previously allowed.


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Applicants respectfully request that claims 1, 10 - 13,
and 15 - 19 be allowed and the application be passed to issue.

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On	<u>8/12/05</u> (Date of Deposit)
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Respectfully submitted,
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